

Senate Amendment (SA-SSA1-SB523)

Received: 03/06/2008 Wanted: Today					Received By: btradewe				
					Identical to LRB:				
For: Ma	rk Miller (608	3) 266-9170		By/Representing: Beth Bier Drafter: btradewe					
This file	may be shown	to any legislate							
May Co	ntact:				Addl. Drafters:				
Subject:	Enviro	nment - water		Extra Copies:					
Submit	via email: YES			,					
Request	er's email:	Sen.Miller	@legis.wise	consin.gov					
Carbon	copy (CC:) to:	John.Stolz	enberg@le	gis.wisconsin.	gov				
Pre To	pic:								
No spec	ific pre topic gi	ven							
Topic:									
Combin	ed amendment	to the substitute	e amendme	nt					
Instruc	tions:								
See Atta	ached								
Draftin	g History:								
Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	<u>Jacketed</u>	Required		
/? /1	btradewe 03/06/2008	kfollett 03/06/2008	nnatzke 03/06/20	08	sbasford 03/06/2008	sbasford 03/06/2008 mbarman 03/06/2008			
FE Sent For:				<end></end>	re-submitted with "corrected" info.				

2007 DRAFTING REQUEST

Senate Amendment (SA-ASA1-SB523)

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May Con	ntact:				Addl. Drafters:							
Subject: Submit v	Environ via email: YES	ıment - water (Extra Copies:								
Requeste	er's email:	Sen.Miller	@legis.wisco	onsin.gov								
Carbon c	Carbon copy (CC:) to: John.Stolzenberg@legis.wisconsin.gov											
Pre Top	ic:	***************************************										
No speci Topic:	fic pre topic gi	ven										
Combine	ed amendment	to the substitute	e amendment	t								
Instruct	ions:				21							
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Drafting	g History:											
Vers.	Drafted	Reviewed	<u>Typed</u>	Proofed	Submitted	<u>Jacketed</u>	Required					
/? /1	btradewe 03/06/2008	kfollett 03/06/2008	nnatzke 03/06/200	08	sbasford 03/06/2008	sbasford 03/06/2008						

FE Sent For:

<END>

2007 DRAFTING REQUEST

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Instruc	tions:						-	
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Vers.	Drafted	Reviewed	Typed	Proofed	Submitted	Jacketed	Required	
/?	btradewe	115f	Compile To) 2/4	Nwh				
FE Sent	For:		nm 3/6	3/6 < END >				

Tradewell, Becky

From:

Bier, Beth

Sent:

Thursday, March 06, 2008 9:12 AM

To:

Tradewell, Becky; Stolzenberg, John

Subject:

Simple amendment

Becky,

Go ahead and wrap all the amendments into a simple amendment.

Thank you!

Beth

Beth Bier Office of Senator Mark Miller PO Box 7882 Madison, WI 53707

Phone: (608) 266-9170

Email: Beth.Bier@legis.wisconsin.gov

Tradewell, Becky

From:

Bier, Beth

Sent:

Thursday, March 06, 2008 9:18 AM

To: Cc: Tradewell, Becky Stolzenberg, John

Subject:

RE: Simple amendment

Correct. Thanks!

From: Tradewell, Becky

Sent: Thursday, March 06, 2008 9:17 AM

To: Bier, Beth

Cc: Stolzenberg, John

Subject: RE: Simple amendment

Beth,

just to be sure I get this right, the amendments that should be included are:

a1571

a1572

a1573

a1584

a1586

a1589

a1590

Right?

Becky

From:

Bier, Beth

Sent: To: Thursday, March 06, 2008 9:12 AM Tradewell, Becky; Stolzenberg, John

Subject:

Simple amendment

Becky,

Go ahead and wrap all the amendments into a simple amendment.

Thank you!

Beth

Beth Bier Office of Senator Mark Miller PO Box 7882 Madison, WI 53707

Phone: (608) 266-9170

Email: Beth.Bier@legis.wisconsin.gov

	Object Name	<u>Drafter</u>	Requester	Leg Topic
, jet	07a1571/P1	btradewe	miller	Limit DNRs ability to require individual permits
	07a1572/P1	btradewe	miller	Modify provision on tracking water loss
	07a1573/P1	btradewe	miller	Modify provision on regional review of regionally significant or precedent-setting withdrawals
	07a1584/P1 ^J	btradewe	miller	Limit on penalty for exceeding withdrawal amount
	07a1586/P1	btradewe	miller	Modify aggregation language in current water loss statute
	07a1589/P1	btradewe	miller	Modify plan provisions concerning use of infrastructure
	07a1590/P1	btradewe	miller	Applicability of exception standard before DNR promulgates rules

Sorted Item List

Store File Name	<u>Text</u>
a1571.1	Page 71, line 9: delete the material beginning with "or if" and ending with "state" on line 11.
a1584.1	Page 82, line 8: delete "inadvertently".
a1571.2	Page 104, line 13: delete the material beginning with "or if" and ending with "state" on line 15.
a1572.1	Page 107, line 9: delete lines 9 to 11 and substitute:
a1584.2	Page 107, line 18: after that line insert:
a1573.1	Page 118, line 18: after "proposal" insert "or until 90 days after the department submits the proposal for regional review, whichever is sooner".
a1584.3	Page 132, line 20: delete "inadvertently".
a1584.4	Page 132, line 22: after "(i)" insert ", unless the amount by which the withdrawal exceeds the withdrawal amount would result in the application of the state decision—making standard under sub. (5m) or the compact decision—making standard under sub. (6)".
a1589.1	Page 136, line 3: delete "maximize the use of" and substitute "utilize".
a1589.2	Page 136, line 18: delete "maximize the use of" and substitute "utilize".
a1586.1	Page 138, line 10: after that line insert:
a1586.2	Page 138, line 12: delete that line and substitute:
a1590.1	Page 144, line 2: after that line insert:

Now

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

SENATE AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 523



- At the locations indicated, amend the substitute amendment as follows:
- 2 1. Page 71, line 9: delete the material beginning with "or if" and ending with "state" on line 11.
 - 2. Page 82, line 8: delete "inadvertently".

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- 5 Page 104, line 13: delete the material beginning with "or if" and ending with 6 "state" on line 15.
 - **4.** Page 107, line 9: delete lines 9 to 11 and substitute:
- 8 "2. Provisions for estimating, and, if necessary, monitoring substantial increases in water loss resulting from increases in withdrawal amounts during the term of a permit and reporting the results of the estimating and monitoring, as provided in rules promulgated by the department.".

5.	Page	107,	line	18:	after	that	line	insert:

"5m. If a decision-making standard under sub. (5m) or (6) applies to the withdrawal, any limit on the amount of the withdrawal necessary to ensure compliance with the decision-making standard."

- 6. Page 118, line 18: after "proposal" insert "or until 90 days after the department submits the proposal for regional review, whichever is sooner".
 - 7. Page 132, line 20: delete "inadvertently".
- **8.** Page 132, line 22: after "(i)" insert ", unless the amount by which the withdrawal exceeds the withdrawal amount would result in the application of the state decision–making standard under sub. (5m) or the compact decision–making standard under sub. (6)".
 - 9. Page 136, line 3: delete "maximize the use of" and substitute "utilize".
 - 10. Page 136, line 18: delete "maximize the use of" and substitute "utilize".
 - 11. Page 138, line 10: after that line insert:
- "Section 14m. 281.35 (1) (cm) of the statutes is created to read:
 - 281.35 (1) (cm) "Facility" means an operating plant or establishment providing electricity to the public or carrying on any manufacturing activity, trade, or business on one site, including similar plants or establishments under common ownership or control located on contiguous properties.".
 - 12. Page 138, line 12: delete that line and substitute:
- "Section 16b. 281.35 (2) (b) of the statutes is renumbered 281.35 (2) and amended to read:

281.35 (2) In calculating the total amount of an existing or proposed water loss for purposes of determining the applicability of sub. (4), a person shall include all separate interbasin diversions and consumptive uses, or combinations thereof, which the person makes or proposes to make for a single use or for related uses to supply a single facility or public water supply system.".

13. Page 144, line 2: after that line insert:

"Section 38m. Nonstatutory provisions.

(1) Approval of Certain applications. The department of natural resources shall determine whether to grant an approval under section 281.344 (4) (c) or (e) of the statutes, as created by this act, of an application under section 281.344 (4) (b) 1. of the statutes, as created by this act, that is submitted before the department promulgates the rules required under s. 281.344 (4) (g), as created by this act, or July 1, 2010, whichever is earlier, through the water supply service area planning process under s. 281.348 of the statutes, as created by this act, considering the items in section 281.344 (4) (c) 1., 2., and 3., (e) 1. a. to e., and (f) 1. to 6. of the statutes, as created by this act, that apply to the proposal for which the application is made as factors in the cost–effectiveness analysis under section 281.348 (3) (d) 1. of the statutes, as created by this act, notwithstanding the requirements in section 281.344 (4) (c) (intro.) or (e) (intro.) of the statutes, as created by this act, that all of the items following those introductory provisions must apply to the proposal for which the application is made.".



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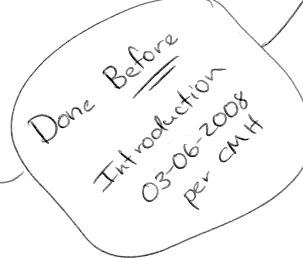
State of Misconsin 2007 - 2008 LEGISLATURE

LRBa1595/1 RCT:kjf:nwn

SENATE AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 523



At the locations indicated, amend the substitute amendment as follows:

- 2 1. Page 71, line 9: delete the material beginning with "or if" and ending with "state" on line 11.
 - 2. Page 82, line 8: delete "inadvertently".
- 5 3. Page 104, line 13: delete the material beginning with "or if" and ending with "state" on line 15.
 - **4.** Page 107, line 9: delete lines 9 to 11 and substitute:
 - "2. Provisions for estimating and, if necessary, monitoring substantial increases in water loss resulting from increases in withdrawal amounts during the term of a permit and reporting the results of the estimating and monitoring, as provided in rules promulgated by the department."
 - **5.** Page 107, line 18: after that line insert:



RESEARCH APPENDIX -PLEASE DO NOT REMOVE FROM DRAFTING FILE

Date Transfer Requested: 05/09/2008 (Per: RCT)

Compile Draft - Appendix A

A = The 2007 drafting file for LRBa1595

B = The 2007 drafting file for LRBa1694

 $C \Rightarrow$ The 2007 drafting file for LRBa1696

D = The 2007 drafting file for LRBa1697

E - The 2007 drafting file for LRBa1698

F = The 2007 drafting file for LRBa1699

G ≠ The 2007 drafting file for LRBa1700

H = The 2007 drafting file for LRBa1701

I = The 2007 drafting file for LRBa1702

J = The 2007 drafting file for LRBa1703

K → The 2007 drafting file for LRBa1704 L = The 2007 drafting file for LRBa1705

M = The 2007 drafting file for LRBa1706

N = The 2007 drafting file for LRBa1707

O = The 2007 drafting file for LRBa1708

P - The 2007 drafting file for LRBa1709

Q = The 2007 drafting file for LRBa1727

2007 LRBa1595 has been copied/added to the drafting file for

LRB a1729 Superamendment used to create

LRB-4360 (

) & LRB-4367 (Ap8 SB-1)